

RESOLUTION NO. 2005-232

A RESOLUTION OF THE LODI CITY COUNCIL ADOPTING THE
NEGATIVE DECLARATION (ND-05-04) AS ADEQUATE ENVIRONMENTAL
DOCUMENTATION FOR THE REZONE OF PROPERTY LOCATED AT
1380 WESTGATE DRIVE (APN 027-420-09)

WHEREAS, public hearings were held by the Planning Commission and City Council on September 28, 2005 and November 2, 2005, respectively, on the following described rezone, and these bodies reviewed and considered the appropriate documents regarding the potential environmental effects of the proposal, including any comments received whether orally or in writing:

Rezone of 2.18 acres located at 1380 Westgate Drive (APN 027-420-09) from R-2, Residential Single Family, to PD(37), Planned Development Number 37, as shown on Exhibit "A" attached, which is on file in the office of the City Clerk (File Nos. Z-05-02, 05-S-004, John Costamagna, Applicant).

WHEREAS, a Negative Declaration (ND-05-04) has been prepared in compliance with the California Environmental Quality Act of 1970, as amended, and the guidelines provided thereunder and circulated for comment, and at the end of the 20-day review period, no significant environmental effects of the project were identified. Further, the Planning Commission has reviewed and considered the information contained in said Negative Declaration with respect to the project identified in its Resolution No. P.C. 05-31; and

WHEREAS, it is the Planning Commission's recommendation that City Council approve its finding that the Negative Declaration is adequate environmental documentation; and

WHEREAS, the information and evaluation contained in the Initial Study reflects the City of Lodi's independent judgment and analysis.

NOW, THEREFORE, BE IT RESOLVED that the Lodi City Council, based upon the evidence within the staff report, Initial Study, and project file, hereby adopts the Negative Declaration as adequate environmental documentation for the rezone of 1380 Westgate Drive (APN 027-420-09).

Dated: November 2, 2005

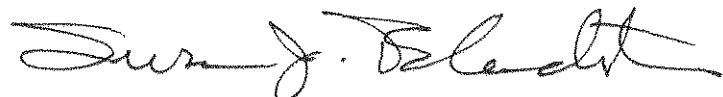
I hereby certify that Resolution No. 2005-232 was passed and adopted by the City Council of the City of Lodi in a regular meeting held November 2, 2005, by the following vote:

AYES: COUNCIL MEMBERS – Hansen, Hitchcock, Johnson, Mounce, and
Mayor Beckman

NOES: COUNCIL MEMBERS – None

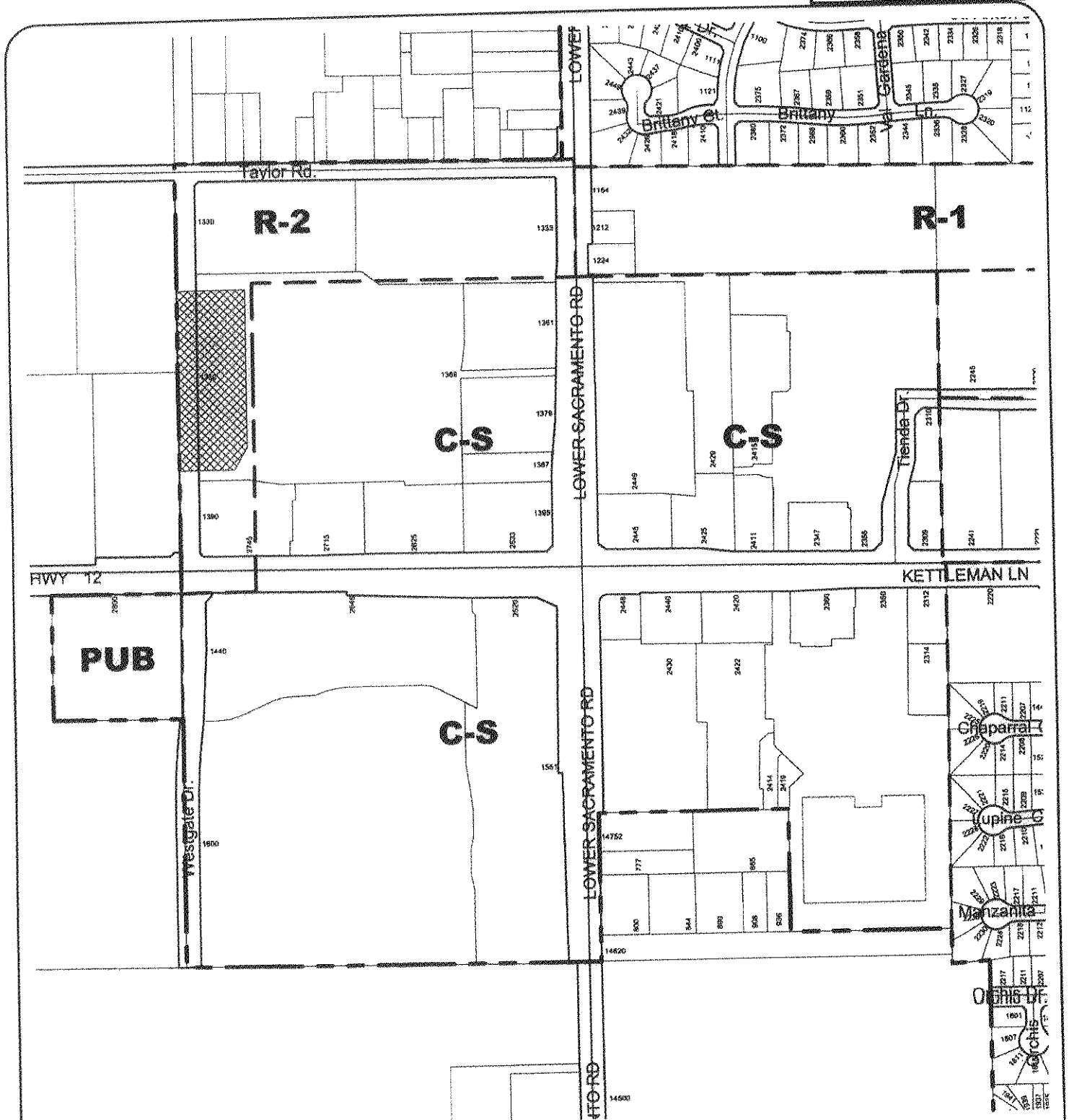
ABSENT: COUNCIL MEMBERS – None

ABSTAIN: COUNCIL MEMBERS – None



SUSAN J. BLACKSTON
City Clerk

EXHIBIT A



REZONE

Rezone: R-2 to PD(37)
1380 Westgate Drive
Z-05-02

LEGEND:

R-1: RESIDENTIAL SINGLE FAMILY
R-2: RESIDENTIAL SINGLE FAMILY
C-S: COMMERCIAL SHOPPING
PUB: PUBLIC